

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

FRANCISCO BENITEZ, )  
                          )  
                          )  
                          ) Plaintiff,  
                          )  
vs.                      ) No.: 23 cv 16896  
                          )  
JEROME BOGUCKI, RAYMOND SCHALK, ) Judge Mary M. Rowland  
PAUL ZACHARIAS, LEE EPLEN, the CITY )  
OF CHICAGO, GAIL FEIGER, and COOK )  
COUNTY,                          )  
                          )  
                          ) Defendants.

**DEFENDANTS' JOINT MOTION FOR CLARIFICATION OF COURT ORDER AT  
DOCKET No. 82**

NOW COME Defendants JEROME BOGUCKI, RAYMOND SCHALK, PAUL ZACHARIAS and LEE EPLEN, (collectively “Defendant Officers”) by and through their attorneys, Borkan & Scahill, Ltd., and Defendant, CITY OF CHICAGO, by and through its attorneys, Burns Noland LLP, and respectfully request the Court clarify and/or modify its order at Dckt. 82. In support thereof, Defendants state as follows:

1. On August 15, 2024, this Court entered an order that stated, in relevant part, “[t]he Court will extend fact discovery to 6/16/25 (18 months after the case was filed) but keeps expert discovery close date at 12/15/24. Plaintiff is to disclose all experts by 9/30/24; defendants are to disclose all experts by 10/30/24 and all expert discovery is to be completed by 12/15/24. This includes Monell experts.” Dckt. 82.
2. The above current expert schedule would have expert discovery being completed before the completion of fact discovery on 6/16/25.
3. As a result, Defendants seek clarification of the Court’s order and request that it modify the schedule as follows: expert discovery deadline at 12/15/25, Plaintiff disclose all experts by 9/30/25

and Defendants disclose all experts by 10/30/25.

WHEREFORE, Defendants JEROME BOGUCKI, RAYMOND SCHALK, PAUL ZACHARIAS and LEE EPLEN, and Defendant, CITY OF CHICAGO, respectfully request the Court clarify and/or modify its order at Dckt. 82 to reflect that expert discovery will close on 12/15/25, Plaintiff disclose all experts by 9/30/25 and Defendants disclose all experts by 10/30/25.

Respectfully submitted,

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